

07/23/03  
16086 U.S. PTO

Practitioner's Docket N . 13621-43433

PATENT

Preliminary Classification:

Proposed Class:

Subclass:

03807 U.S. PTO  
10/625769  
07/23/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Brian G. Hoover

For (title): CORNEAL IMPLANTS PRODUCED BY IRRADIATION OF POLYMER FILMS

1. Type of Application

This application is for an original (nonprovisional).

2. Papers Enclosed

A. Required for filing date under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design)  
Application

19 Page(s) of Specification

4 Page(s) of Claims

6 Sheet(s) of Drawing(s)--Informal

EXPRESS MAILING UNDER 37 C.F.R. § 1.10\*

(Express Mail label number is mandatory.)

(Express Mail certification is optional)

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date  
7/23/2003 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as  
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Date:

7/23/03

Signature of person certifying

Dinah Hooker  
Dinah Hooker

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

- B. Other Papers Enclosed**  
 2 Page(s) of declaration and power of attorney  
 1 Page(s) of Request for Nonpublication

**3. Declaration or Oath**

Enclosed Executed by: inventor.

**4. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**5. Language**

English

**6. Fee Calculation (37 C.F.R. § 1.16)**

Regular Application

CLAIMS AS FILED									
	Number Filed		Number Extra		Rate		Basic Fee 37 C.F.R. § 1.16(a) \$750.00		
Total Claims (37 C.F.R. § 1.16(c))	31	–	20	=	11	x \$	18.00	= \$	198.00
Independent Claims (37 C.F.R. § 1.16(b))	2	–	3	=	0	x \$	84.00	= \$	0.00
Multiple Dependent Claim(s), if any (37 C.F.R. § 1.16(d))							\$ 280.00	\$	280.00

Filing Fee Calculation

\$1,228.00

**7. Assertion of Small Entity Status**

Applicant hereby asserts status as a small entity under 37 C.F.R. § 1.27.

Filing Fee Calculation (50% of above Filing Fee Calculation) \$614.00

**8. Fee Payment Being Made at This Time**

Enclosed

Filing Fee

\$614.00

**Total Fees Enclosed**

**\$614.00**

**9. Method of Payment of Fees**

Please charge Deposit Account 18-17654 for The \$614.00 in fees due and also any deficiency in fees for this filing. A duplicate of this paper is attached.

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.  
APPLICATION CLAIMED  
(37 C.F.R. § 1.78)**

**11. Relate Back**

Amend the specification by inserting, before the first line following the title, the following sentence:

**A. 35 U.S.C. § 119(e)**

"This application claims the benefit of U.S. Provisional Application No.:

**APPLICATION NO.**

**FILING DATE**

60/397,906

07/23/2002"

**Language of prior filed provisional application**

The above identified prior filed provisional application, namely application 60/397,906, filed 07/23/2002, whose benefit is being claimed was filed in the English language.

**12. Maintenance of Copendency of Prior Application**

**A. Conditional Petition for Extension of Time in Prior Application**

A conditional petition for extension of time is being filed in the pending **prior** application.

**13. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed**

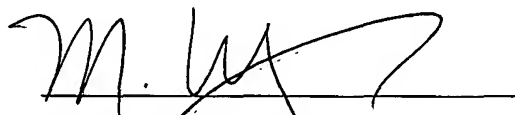
- (a) This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor in this application is the same.

**14. Abandonment of Prior Application**

Please abandon the prior application at a time while the prior application is pending, or when the petition for extension of time or to revive in that application is granted, and when this application is granted a filing date, so as to make this application copending with said prior application.

Date:

7/23/03



Matthew S. Wermager  
Registration No. 53760  
Rodey Dickason Sloan Akin & Robb, PA  
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Albuquerque, NM 87103-1888  
505-768-7239  
Customer No. 26257

**10. Instructions as to Overpayment**  
Credit Account No. 18-1754.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Brian G. Hoover

Being Filed Herewith.

For: CORNEAL IMPLANTS PRODUCED BY IRRADIATION OF POLYMER FILMS

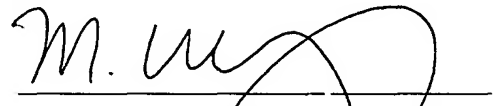
Mail Stop Patent Application  
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REQUEST FOR NONPUBLICATION OF APPLICATION  
UNDER 35 U.S.C. § 122(b)  
37 C.F.R. § 1.213(a)

1. This request is being submitted with this application on filing.
2. It is requested that this application not be published under 35 U.S.C. 122(b).
3. This is to certify that the invention disclosed in this application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Date:

7/23/03

  
Matthew S. Wernmager  
Registration No. 53760  
Rodey Dickason Sloan Akin & Robb, PA  
P.O. Box 1888  
Albuquerque, NM 87103-1888  
505-768-7239  
Customer No. 26257

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

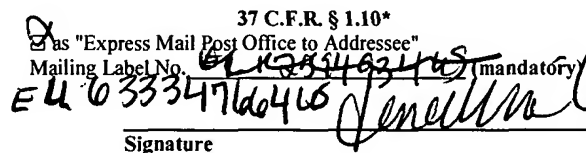
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37 C.F.R. § 1.8(a)

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EU 03334760465  
  
Signature

Date:

Dina Hootz  
(type or print name of person certifying)